

Remarks

Claims 1-28 are pending, and claims 1-28 stand rejected. Claim 1 is amended by this response. The Applicants respectfully traverse the rejection and request allowance of claims 1-28.

§ 102 Claim Rejections

The Examiner rejected claims 1-4, 6-7, 10-14, 16-18, 21-24, and 27-28 under 35 U.S.C. § 102 as anticipated by U.S. Patent number 6,151,309 (Busuioc). The Applicants submit that claims 1-4, 6-7, 10-14, 16-18, 21-24, and 27-28 are novel and non-obvious over Busuioc.

Claim 12 provides:

A method of qualifying communication devices for broadband wireless services, the method comprising:
identifying requirements of a broadband wireless service;
executing an application to determine configuration information for a first communication device;
and
performing a comparison of the configuration information to the requirements of the broadband wireless service to determine if the first communication device is qualified to receive the broadband wireless service.

At a high level, Busuioc is improper for rejecting claim 12. Claim 12 describes a method of qualifying communication devices for broadband wireless services. In other words, the communication devices do not already have the broadband wireless services, and the users of the communication devices want to get the broadband wireless services through the communication devices. Claim 12 describes a method of determining if the communication devices are qualified to receive the broadband wireless service before the broadband wireless service is requested. Busuioc does not discuss determining if a communication device is qualified to receive a broadband wireless service. The services are already provided to the devices in Busuioc, and Busuioc describes how to handle the services when they are already provided. Thus, Busuioc is fundamentally different than claim 12.

Busuioc also does not teach all of the claim limitations of claim 12. Claim 12 describes the limitation of "*performing a comparison of the configuration information to the requirements*

of the broadband wireless service to determine if the first communication device is qualified to receive the broadband wireless service". Busuioc does not teach this limitation. Busuioc almost exclusively deals with issues that arise once a service is established. For instance, Busuioc describes how to deal with bandwidth issues if a mobile user moves from a high-bandwidth cell to a low bandwidth cell. See Busuioc, column 5, lines 57-64. Busuioc does not teach comparing configuration information for a communication device to the requirements of a broadband wireless service to determine if the communication device is qualified to receive the service (i.e., determine if the communication device is qualified before the communication device can receive the service). In rejecting this limitation, the Examiner cites column 1, lines 47-63, column 4, lines 7-13, and column 6, lines 36-41 in Busuioc. The Applicants ask the Examiner to re-read these sections, as these sections in no way teach determining a qualification of a communication device to receive a broadband wireless service by comparing configuration information for the communication device and the requirements of the broadband wireless service.

Because Busuioc fails to teach the limitations of claim 12, the Applicants submit that claim 12 is novel and non-obvious over Busuioc. The same argument applies for independent claims 1 and 23, and dependent claims 2-4, 6-7, 10-11, 13-14, 16-18, 21-22, 24, and 27-28.

§ 103 Claim Rejections

The Examiner rejected claims 5, 8-9, 15, 19-20, and 25-26 under 35 U.S.C. § 103 in view of Busuioc and U.S. Patent number 6,529,936 (Mayo). The Applicants submit that claims 5, 8-9, 15, 19-20, and 25-26 are novel and non-obvious for the same reasons provided above.

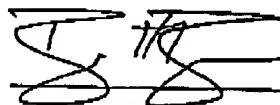
Conclusion

Based on the above remarks, the Applicants submit that claims 1-28 are allowable. There may be additional reasons in support of patentability, but such reasons are omitted in the interests of brevity. The Applicants respectfully request allowance of claims 1-28.

Any fees may be charged to deposit account 21-0765.

Respectfully submitted,

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